

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia



PJC LOGISTICS, LLC

*Plaintiff*

v.

AVERITT EXPRESS, INC., et al.

*Defendant*

Civil Action No. 1:11cv279-GBL-IDD

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

SOUTHEASTERN FREIGHT LINES, INC.  
SERVE: Corporation Service Company, Registered Agent  
11 South 12th Street  
Richmond, VA 23219

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Harris D. Butler, III, Esquire  
Rebecca H. Royals, Esquire  
Butler Williams & Skilling, P.C.  
100 Shockoe Slip, 4th Floor  
Richmond, Virginia 23219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**Fernando Galindo, Clerk**  
CLERK OF COURT

Date: July 11, 2011

  
Signature of Clerk or Deputy Clerk

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Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**CERTIFICATE  
OF  
CORPORATION SERVICE COMPANY**

**THIS CERTIFICATE MADE** pursuant to Subsection 2(b) of Section 13.1-634, Subsection 2(b) of Section 13.1-763, Subsection 2(b) of Section 13.1-1015 and Section 50-73.4 of the Virginia Code.

**CORPORATION SERVICE COMPANY**, a corporation authorized to do business in the Commonwealth of Virginia, does hereby certify that:

1. It is incorporated under the Laws of the State of Delaware and was authorized to do business in Virginia on June 1, 2001.
2. (a) It maintains a business office in the Commonwealth of Virginia at Bank of America Center, 16th Floor, 1111 East Main Street, Richmond, VA 23219  
  
(b) Service of process may be made at such business office in the City of Richmond upon corporations, limited liability companies, partnerships, trusts and other entities, associations and persons which have designated it as agent for service of process.  
  
(c) The names of the individuals authorized to receive process served upon Corporation Service Company as the agent for service of process of any corporations, limited liability companies, partnerships, trust and other entities, associations and persons which have designated it as such agent are:

Beverley L. Crump	<u>Rene Nordquist</u>	Meda Sterrett
Nicole T. McCallum	Pamela Frazier	Linda B. Liles
Amy Tarker	Kari Childress	John Isom
Dustin Kline		

**WHEREFORE**, Corporation Service Company has caused its corporate name to be hereunto subscribed this 29 day of April 2011.

CORPORATION SERVICE COMPANY

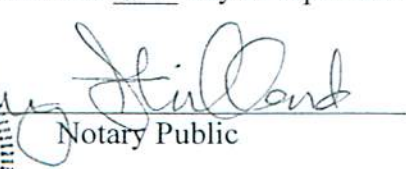
BY:   
George A. Massih III, Vice President

STATE OF DELAWARE  
COUNTY OF NEW CASTLE

The foregoing instrument was acknowledged before me this 29<sup>th</sup> day of April 2011, by George A. Massih III.

My Commission Expires: 1-31-13



  
Notary Public



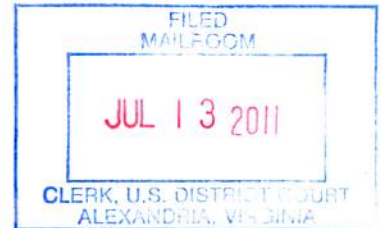
# AFFIDAVIT OF SERVICE

## SERVICE BY PRIVATE PROCESS

CASE #  
1:11cv279-CBL-IDD

I, the undersigned Stefan Hadler do hereby certify that I am over eighteen years of age, am not a party to or otherwise interested in the subject matter in controversy, and I further attest: on the 12<sup>th</sup> day of July, 2011, at 6:53 am/pm, I served:

Seaharston Freight Lines Inc.  
Corporation Service Group  
Per State Agent, U.S. District  
Richmond, VA 23211



the attached:

- ☐ Subpoena Duces Tecum      ☐ Witness Subpoena      ☐ Summons and Complaint  
☐ Motion for Judgment      ☐ Warrant in Debt      ☐ Other \_\_\_\_\_

☐ Personal Service: \_\_\_\_\_

☒ Registered Agent: Rene Nordquist

Being unable to make personal service, a copy was delivered in the following manner:

- ☐ Delivered to person found in charge of the usual place of business or employment during business hours and giving information of its purport.

Delivered to: \_\_\_\_\_

- ☐ Delivered to a family member, not a temporary sojourner or guest, aged sixteen or older, at the usual place of abode of the above named party.

Delivered to: \_\_\_\_\_

- ☐ Posted on the front door or other such entrance as appears to be the main entrance.

- ☐ Served on the Secretary of the Commonwealth. Accepted by: \_\_\_\_\_

- ☐ Served on the State Corporation Commission. Accepted by: \_\_\_\_\_

- ☐ Not Found/Unable to Serve

Process Server: \_\_\_\_\_

Downtown Direct Process Servers  
911 W. Grace Street  
Richmond, Virginia 23220



Attempt: \_\_\_\_\_

Wrong Address: \_\_\_\_\_

Sworn and affirmed before me this 12 day of July, 2011

County/City of Richmond

My commission expires Dec 2011